

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

LINDA ALMONTE,

Plaintiff,

VS.

JP MORGAN CHASE BANK, N.A.

Defendant.

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CIVIL ACTION NO. 5:10-cv-00496-FB

DEFENDANT'S REPORT ON ALTERNATIVE DISPUTE RESOLUTION

NOW COMES Chase BankCard Services, Inc., improperly named by Plaintiff as JP Morgan Chase Bank, N.A., Defendant in the above-styled and numbered cause and pursuant to the Scheduling Order of January 6, 2011 and Local Rule CV-88, respectfully submits this Report on Alternative Dispute Resolution:

I.

The parties have not engaged in any settlement negotiations to date. Pursuant to the Scheduling Order, Plaintiff is to provide Defendant a written offer of settlement on or before March 7, 2011.

II.

Defendant's counsel of record is responsible for settlement negotiations.

III.

At this time, Defendant does not believe that any alternative dispute resolution procedures are appropriate.

IV.

Defendant's counsel certifies that Defendant has been advised of the ADR procedures available in the United States District Court for the Western District of Texas.

Respectfully submitted,

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By: /s/Lawrence D. Smith
LAWRENCE D. SMITH
State Bar No. 18638800
J. ROBERT WHITE
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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of February, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Mr. John Bruster "Bruse" Loyd
Kathleen A. O'Connor
1300 Post Oak, Suite 830
Houston, Texas 77056

/s/Lawrence D. Smith
LAWRENCE D. SMITH

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